

1
2
3
4
5
6
7 IN THE UNITED STATES DISTRICT COURT
8

9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

No. CR 10-14 CRB

12 Plaintiff,

**ORDER DENYING SENTENCE
REDUCTION**

13 v.

14 RUBEN RODRIGUEZ,

15 Defendant.

16 /

17 Ruben Rodriguez has moved for a sentence reduction under 18 U.S.C. § 3582(c)(2)
18 and U.S.S.G. §1B1.10 based on Amendment 782. See Motion (dkt. 137). Assuming that the
19 amendment applies to Rodriguez's sentence, his new advisory guideline range would be 97
20 to 121 months. See Sentence Reduction Investigation Report (dkt. 138). But the Court varied
21 downward substantially and sentenced Rodriguez to 96 months; this sentence still represents
22 a below-guidelines sentence even in light of recent amendments. The Court thus declines to
23 reduce Rodriguez's sentence further and his Motion is DENIED.

24 **IT IS SO ORDERED.**

25
26 Dated: July 19, 2016



27
28 CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE